

State of South Dakota

EIGHTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2008

725P0447

SENATE BILL NO. 177

Introduced by: Senators Jerstad, Duenwald, Hunhoff, Nesselhuf, Smidt (Orville), and Turbak
Berry and Representatives Pitts, Brunner, Feinstein, Nygaard, Olson (Betty),
Rounds, and Van Etten

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the disposal of
2 abandoned tenant's property left on leased residential premises.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 43-32-25 be amended to read as follows:

5 43-32-25. The property of a lessee, the total reasonable value of which does not exceed ~~one~~
6 five hundred dollars, left on leased residential premises by the lessee for ten days after the lessee
7 has quit the premises, is presumed to have been abandoned by the tenant and the lessor of the
8 residential premises may dispose of the abandoned property.

9 Section 2. That § 43-32-26 be amended to read as follows:

10 43-32-26. The property of a lessee, of a total reasonable value exceeding ~~one~~ five hundred
11 dollars, left on leased residential premises by the lessee after the lessee has quit the premises,
12 shall be stored by the lessor. The lessor shall have a lien on the property to the extent of the
13 costs of handling and storing the property. After storing the property for thirty days or more the
14 lessor may treat the property as abandoned and dispose of it.

